

TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE



**FISCAL MEMORANDUM**

**SB 705 – HB 868**

March 16, 2013

**SUMMARY OF ORIGINAL BILL:** Prohibits any pain management clinic or any medical doctor, osteopathic physician, advanced practice nurse, or physician assistant working at a pain management clinic to dispense controlled substances.

FISCAL IMPACT OF ORIGINAL BILL:

NOT SIGNIFICANT

**SUMMARY OF AMENDMENTS (004326, 004004):** Authorizes a medical doctor, osteopathic physician, advanced practice nurse with certificates of fitness to prescribe, or physician assistant working at a pain management clinic to provide that practitioner's patient, without charge, a sample of a schedule IV or schedule V controlled substance in a quantity limited to an amount that is adequate to treat the patient for a maximum of seventy-two hours. Requires buprenorphine combined with naloxone to only be prescribed as a maintenance treatment for patients diagnosed with opioid dependence and prohibits it to be prescribed or dispensed for pain.

**FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENTS:**

**Unchanged from the original fiscal note.**

Assumptions for the bill as amended:

- According to the Department of Health, the Office of Investigations and the Office of General Counsel could experience an increase in complaints and prosecutions should controlled substances be dispensed from a pain clinic.
- It is estimated that any costs incurred will not be significant and can be accommodated within existing resources.
- According to the Department, any additional investigatory duties required in regulating prescriptions containing buprenorphine or naloxone can be handled within existing resources.

**SB 705 – HB 868**

**CERTIFICATION:**

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, appearing to read "Lucian D. Geise". The signature is fluid and cursive, with the first name "Lucian" written in a larger, more prominent script than the last name "Geise".

Lucian D. Geise, Executive Director

/jdb